

ASSEMBLY BILL

No. 807

Introduced by Assembly Member Chu

February 15, 2017

An act to add Section 6808 to the Government Code, and to repeal Sections 1, 2, 3, 4, and 5 of the Daylight Saving Time Act, an initiative measure approved at the November 8, 1949, special election, relating to daylight saving time.

LEGISLATIVE COUNSEL'S DIGEST

AB 807, as introduced, Chu. Daylight saving time.

Existing federal law establishes the standard time of the United States for each of 9 zones and advances the standard time of each zone by one hour during the period commencing at 2 a.m. on the 2nd Sunday of March of each year and ending at 2 a.m. on the first Sunday of November of each year. Existing state law, the Daylight Saving Time Act, which was adopted as an initiative measure by the voters at the November 8, 1949, special election, provides that the standard time within the state is that which is known, described, and designated by federal law as United States Standard Pacific Time. The act also requires, from 1 a.m. on the last Sunday of April, until 2 a.m. on the last Sunday of October, the standard time within the state to be one hour in advance of United States Standard Pacific Time.

This bill would repeal the Daylight Saving Time Act and would require the standard time within the state to be that of the 5th zone designated by federal law as Pacific standard time. The bill would require the advancement of this time by one hour during the daylight saving time period commencing at 2 a.m. on the 2nd Sunday of March of each year and ending at 2 a.m. on the first Sunday of November of

each year, and would authorize the Legislature to amend these provisions by a majority vote to either change the dates and times of the daylight saving time period, consistent with federal law, or to remain on standard time on a year-round basis. The bill would also authorize the Legislature to amend these provisions by a majority vote to provide for the application of year-round daylight saving time when authorized by federal law.

The California Constitution authorizes the Legislature to amend or repeal an initiative statute by another statute that becomes effective when approved by the electors.

This bill would provide that it would become effective only upon approval of the voters. It would also provide for submission of this measure to the voters for approval at the next statewide general election.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 6808 is added to the Government Code,
2 to read:
3 6808. (a) The standard time within the state is that of the fifth
4 zone designated by federal law as Pacific standard time (15 U.S.C.
5 Secs. 261 and 263).
6 (b) The standard time within the state shall advance by one hour
7 during the daylight saving time period commencing at 2 a.m. on
8 the second Sunday of March of each year and ending at 2 a.m. on
9 the first Sunday of November of each year.
10 (c) Notwithstanding subdivision (b), the Legislature may amend
11 this section by a majority vote to either change the dates and times
12 of the daylight saving time period, consistent with federal law, or
13 to remain on standard time on a year-round basis. In addition, if
14 federal law authorizes the state to provide for the year-round
15 application of daylight saving time, the Legislature may amend
16 this section by a majority vote to provide for that application.
17 SEC. 2. Section 1 of the Daylight Saving Time Act is repealed.
18 ~~Section 1. This act shall be known and may be cited as the~~
19 ~~Daylight Saving Time Act.~~
20 SEC. 3. Section 2 of the Daylight Saving Time Act is repealed.
21 ~~Section 2. The standard time within the State, except as~~
22 ~~hereinafter provided, is that of the One Hundred and Twentieth~~

1 ~~(120th) degree of longitude west from Greenwich and which is~~
2 ~~now known, described and designated by Act of Congress as~~
3 ~~“United States Standard Pacific Time.”~~

4 SEC. 4. Section 3 of the Daylight Saving Time Act is repealed.

5 ~~Sec. 3. From 1 o’clock antemeridian on the last Sunday of~~
6 ~~April, until 2 o’clock antemeridian on the last Sunday of October,~~
7 ~~the standard time in this State so established shall be one hour in~~
8 ~~advance of the standard time now known as United States Standard~~
9 ~~Pacific time.~~

10 SEC. 5. Section 4 of the Daylight Saving Time Act is repealed.

11 ~~Section 4. In all laws, statutes, orders, decrees, rules and~~
12 ~~regulations relating to the time of performance of any act by any~~
13 ~~officer or department of this State, or of any county, city and~~
14 ~~county, city, town or district thereof or relating to the time in which~~
15 ~~any rights shall accrue or determine, or within which any act shall~~
16 ~~or shall not be performed by any person subject to the jurisdiction~~
17 ~~of the State, and in all the public schools and in all other institutions~~
18 ~~of this State, or of any county, city and county, city, town or district~~
19 ~~thereof, and in all contracts or choses in actions made or to be~~
20 ~~performed in this State, the time shall be as set forth in this act and~~
21 ~~it shall be so understood and intended.~~

22 SEC. 6. Section 5 of the Daylight Saving Time Act is repealed.

23 ~~SECTION 5. All acts in conflict herewith are hereby repealed.~~

24 SEC. 7. Sections 1 to 6, inclusive, of this act amend the
25 Daylight Saving Time Act, Proposition 12, an initiative statute
26 approved by the voters at the November 8, 1949, special election,
27 and shall become effective only when this act is submitted to and
28 approved by the voters. The Secretary of State shall submit
29 Sections 1 to 6, inclusive, of this act to the voters at a statewide
30 election in accordance with Section 9040 of the Elections Code.